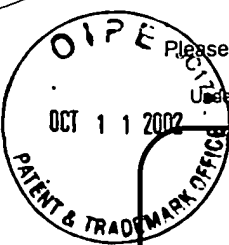


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| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | Application Number | 09/931,375 | |
| | Filing Date | August 17, 2001 | |
| | First Named Inventor | Matthew L. WARMAN et al. | |
| | Group Art Unit | 1645 | |
| | Examiner Name | Unassigned | |
| Total Number of Pages in This Submission | 3 | Attorney Docket Number | 38464-0004 |

| ENCLOSURES (check all that apply) | | |
|--|---|--|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Form PTO/SB/08A (w/6 References) |
| Remarks | | |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | |
|--|---------------------------------------|
| Firm or Individual name | Patricia D. Granados, Reg. No. 33,683 |
| Signature | <i>Patricia D. Granados</i> |
| Date | <i>October 11, 2002</i> |

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Attorney Docket No.: 38464-0004

Applicant: Matthew L. WARMAN et al.

Confirmation No. 1602

Appl. No.: 09/931,375

Examiner: Unassigned

Filing Date: August 17, 2001

Art Unit: 1645

Title: REGULATOR GENE AND SYSTEM USEFUL FOR THE DIAGNOSIS
AND THERAPY OF OSTEOPOROSIS

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56 and 37 CFR §1.97

Commissioner for Patents
Washington, D.C. 20231

Sir:

Submitted herewith on Form PTO/SB/08A is a listing of documents known to applicants in order to comply with applicants' duty of disclosure pursuant to 37 C.F.R. §1.56 and §1.97. A copy of each of the listed documents are being submitted to comply with the provisions of 37 C.F.R. §1.97-1.99.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or is considered to be material to patentability as defined in 37 C.F.R. §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* prior art reference against the claims of the present application.

RELEVANCE STATEMENT

The relevance of documents B01-B06 are described in the PCT International Search Report, a copy of which is attached.

TIMING/FEE

The instant Information Disclosure Statement is being filed in compliance with 37 CFR §1.97(b) prior to the mailing date of the first official action, therefore, no fee is required in connection with its filing. However, the Commissioner is hereby authorized to charge any deficiency or to credit any overpayment to Deposit Account No. 08-1641.

Applicants respectfully request that the listed documents be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08A be returned in accordance with M.P.E.P. §609.

Respectfully submitted,

Date: October 11, 2002

By Patricia D. Granados

HELLER EHRMAN WHITE &
MCAULIFFE
1666 K Street, N.W., Suite 300
Washington, DC 20006
Telephone: (202) 912-2142
Facsimile: (202) 912-2020

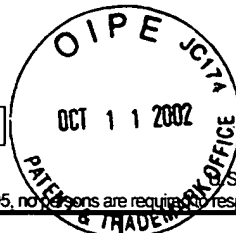
Patricia D. Granados
Attorney for Applicant
Registration No. 33,683
Customer No. 26633



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| Application Number | 09/931,375 |
| Filing Date | August 17, 2001 |
| First Named Inventor | Matthew L. WARMAN et al. |
| Group Art Unit | 1645 |
| Examiner Name | Unassigned |
| Attorney Docket Number | 38464-0004 |

U.S. PATENT DOCUMENTS

| Examiner Initials * | Cite No. ¹ | U.S. Patent Document | | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document MM-DD-YYYY | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
|---------------------|-----------------------|----------------------|--------------------------------------|---|--|---|
| | | Number | Kind Code ² (if known) | | | |
| | B01 | 5,913,884 | | Trauner et al. | 06/22/99 | |
| | B02 | 6,403,637 | B1 | Partridge. | 06/11/02 | |
| | B03 | 2002/0032157 | A1 | Giachelli et al. | 03/14/02 | |
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FOREIGN PATENT DOCUMENTS

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|--------------------|-----------------------|-------------------------|---------------------|--------------------------------------|---|--|---|----------------|
| | | Office ³ | Number ⁴ | Kind Code ⁵ (if known) | | | | |
| | B04 | WO | 98/42751 | A1 | University of Leicester | 10/01/1998 | | |
| | B05 | WO | 01/77327 | A1 | Genome Therapeutics Corporation | 10/18/2001 | | |
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Examiner Signature

Date Considered

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¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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| Group Art Unit | 1645 |
| Examiner Name | Unassigned |
| Attorney Docket Number | 38464-0004 |

OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS

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